

See Attachment

(30) pri
9/26/01

UNITED STATES DISTRICT COURT
FOR THE
MIDDLE DISTRICT OF PENNSYLVANIA

RANDY ALAN STARNER,

Plaintiff

v.

DANIELS, et. al.,

Defendants

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CIVIL NO. 1:CV-01-0757

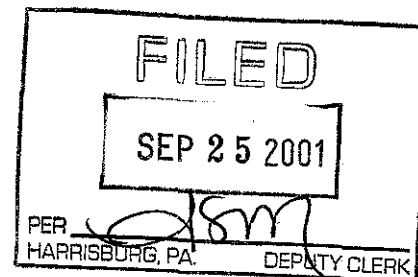
(Judge Caldwell)

O R D E R

THE BACKGROUND OF THIS ORDER IS AS FOLLOWS:

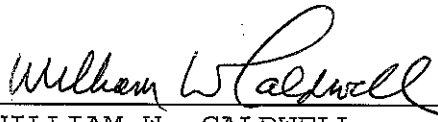
Currently before the Court is Starnar's "Motion to Classify" which requests that the Court deem various documents and arm braces previously submitted to the Court via correspondence as "evidence." (Docs. 19, 21 and 22). The propriety of the submission of this evidence was the subject of several letters between Starnar and the Clerk of Courts, and was thought to have been resolved with the recent return of the items to Starnar pursuant to his request. (See Doc. 23).

Starnar's motion will be denied. The point of the recent letters was not that Starnar had to move for the submission of the evidence but that the evidence had to accompany a proper motion. A motion to classify, simply seeking to submit evidence and



unaccompanied by a motion seeking some relief from the court, is not a proper motion.

Accordingly, Starner's Motion to Classify (doc. 24) is denied.


WILLIAM W. CALDWELL
United States District Judge

Date: September 25, 2001

UNITED STATES DISTRICT COURT
FOR THE
MIDDLE DISTRICT OF PENNSYLVANIA

* * MAILING CERTIFICATE OF CLERK * *

September 25, 2001

Re: 1:01-cv-00757 Starner v. Daniels

True and correct copies of the attached were mailed by the clerk
to the following:

Randy Alan Starner
CTY-CUMB
Cumberland County Prison
1101 Claremont Road
Carlisle, PA 17013

Andrew H. Foulkrod, Esq.
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DEVLIN & DEVINE
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100 West Elm Street
Conshohocken, PA 19428 Fax No.: 610-397-4629

cc:

Judge

Magistrate Judge

U.S. Marshal

Probation

U.S. Attorney

Atty. for Deft.

Defendant

Warden

Bureau of Prisons

Ct Reporter

Ctroom Deputy

Orig-Security

Federal Public Defender

Summons Issued

Standard Order 93-5

Order to Show Cause

Bankruptcy Court

Other

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Pro Se Law Clerk

INS

Jury Clerk

with N/C attached to complt. and served by:

U.S. Marshal () Pltf's Attorney ()

with Petition attached & mailed certified mail

to: US Atty Gen () PA Atty Gen ()

DA of County () Respondents ()

MARY E. D'ANDREA, Clerk

DATE:

9/25/01

BY:

ASm
Deputy Clerk